

ORIGINAL

OFFICIAL FILE
ILLINOIS COMMERCE COMMISSION

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

Commonwealth Edison Company

:
:
:
:
:
:
:
:

**Petition for declaration of service currently
provided under Rate 6L to 3MW and
greater customers as a competitive service
pursuant to Section 16-113 of the Public
Utilities Act and approval of related
tariff amendments**

Docket No. 02-0479

CHIEF CLERK'S OFFICE

AUG 23 11 07 AM '02

ILLINOIS
COMMERCE COMMISSION

NATIONAL ENERGY MARKETERS ASSOCIATION'S
PETITION TO INTERVENE

To the Illinois Commerce Commission:

Now comes the NATIONAL ENERGY MARKETERS ASSOCIATION ("NEM"), by its attorneys and submits this Petition to Intervene in the above-captioned proceeding. In support hereof, NEM states as follows:

1. NEM is a national, non-profit trade association representing wholesale and retail marketers of energy, telecom and financial-related products, services, information and related technologies throughout the United States, Canada and the U.K. NEM's Membership includes wholesale and retail suppliers of electricity and natural gas, independent power producers, suppliers of distributed generation, energy brokers, power traders, and electronic trading exchanges, advanced metering and load management firms, billing and information technology providers, credit, risk management and financial services firms, software developers, clean coal technology firms as well as energy-related telecom, broadband and internet companies.

2. The National Energy Marketers Association, as a national trade organization, will be able to bring a wide range of experiences, as well as a broad perspective, to the deliberative process, and its participation in this proceeding will aid the Commission by enhancing the quality of the record to be developed here. NEM can lend a unique perspective to this proceeding because its membership represents a diverse cross-section of market participants.

3. On July 19, 2002, Commonwealth Edison Company filed a petition for the declaration of service currently provided under Rate 6L to 3MW and greater customers as a competitive service pursuant to Section 16-113 of the Public Utilities Act and for the approval of related tariff amendments. Upon an initial review of ComEd's petition, NEM submits that it appears to be a step in the right direction to foster a competitive market for the customers at issue.

4. NEM's interest in this proceeding is the implementation of rates, tariffs, operating procedures, standards of conduct, rules, and policies that will ensure the development and maintenance of an efficient and reliable competitive electric market in Illinois. As gas and electric marketers and providers of energy-related services and technologies, various NEM members intend to service customers in the Illinois electricity market, including residential, commercial, and industrial customer segments in all of the utilities' service territories. The ability of NEM's members to fairly compete in the restructured electric industry and thus bring the benefits of additional competition to Illinois electric consumers will be significantly affected by the outcome of this proceeding. The interests of NEM and its members in this proceeding cannot be adequately represented or protected by any other party hereto.

5. For purposes of the service list, the name and address of the persons to whom all communications should be sent is:

Mark P. Canada, Esq.
Krieg DeVault LLP
One Indiana Square, Suite 2800
Indianapolis, IN 46204
Telephone: (317) 636-4341
Facsimile: (317) 636-1507
E-mail: mcanada@kdlegal.com

Steven M. Sherman, Esq.
Krieg DeVault LLP
One Indiana Square, Suite 2800
Indianapolis, IN 46204
Telephone: (317) 636-4341
Facsimile: (317) 636-1507
E-mail: ssherman@kdlegal.com

Craig G. Goodman, Esq.
President
NATIONAL ENERGY
MARKETERS ASSOCIATION
3333 K Street, N.W., Suite 425
Washington, D.C. 20007
Telephone: (202) 333-3288
Facsimile: (202) 333-3266
E-mail: cgoodman@energymarketers.com

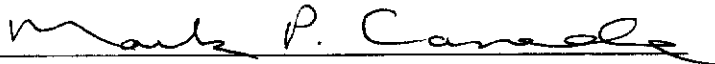
Stacey L. Rantala, Esq.
Staff Attorney
NATIONAL ENERGY
MARKETERS ASSOCIATION
3333 K Street, N.W., Suite 425
Washington, D.C. 20007
Telephone: (202) 333-3288
Facsimile: (202) 333-3266
E-mail: srantala@energymarketers.com

6. NEM agrees to accept service by electronic means as provided for in Section 200.1050 of the Commission's Rules of Practice. (83 Ill. Adm. Code 200.1050.)

WHEREFORE, THE NATIONAL ENERGY MARKETERS ASSOCIATION prays that this Petition to Intervene be granted and that THE NATIONAL ENERGY MARKETERS ASSOCIATION be treated as an active party to this proceeding.

Respectfully submitted,

THE NATIONAL ENERGY MARKETERS
ASSOCIATION


By: 
Mark P. Canada
Steven M. Sherman
Krieg DeVault LLP
One Indiana Square, Suite 2800
Indianapolis, IN 46204
(317) 636-4341

Attorneys for National Energy Marketers Association

Dated: August 22, 2002

CERTIFICATE OF SERVICE

I, Mark P. Canada, hereby certify that I served a copy of the Petition to Intervene upon the service list for Docket 02-0479 by e-mail and regular mail on August 22, 2002.


Mark P. Canada

IM-419027_1.DOC

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

Commonwealth Edison Company

:
:
:
:
:
:
:
:
:
:

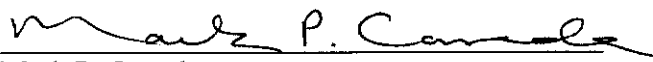
**Petition for declaration of service currently
provided under Rate 6L to 3MW and
greater customers as a competitive service
pursuant to Section 16-113 of the Public
Utilities Act and approval of related
tariff amendments**

Docket No. 02-0479

AFFIDAVIT OF MARK P. CANADA

Mark P. Canada, being duly sworn upon his oath, states:

1. He is a partner in the law firm of Krieg Devault LLP, One Indiana Square, Suite 2800, Indianapolis, Indiana 46204 ("KD"), and a member of the Illinois Bar.
2. KD will be counsel of record for National Energy Marketers ("NEM") in the above - captioned action.
3. He acknowledges that the interests outlined in National Energy Marketers Association's Petition to Intervene are true and correct to the best of his knowledge and belief.

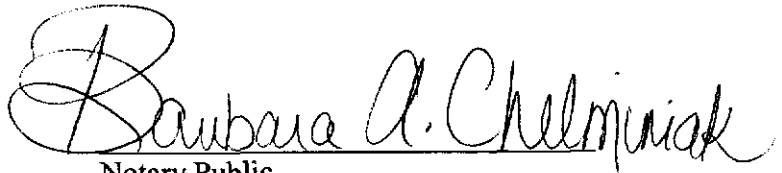

Mark P. Canada

Dated: August 22, 2002

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Subscribed and sworn to before me, a Notary Public in and for said County and State this
22nd day of August, 2002.

Witness my hand and Notarial Seal.


Notary Public

My Commission Expires _____ My County of Residence: _____

